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January 30, 2024

By ECF

Hon. Dale E. Ho
United States District Judge
Southern District of New York
Thurgood Marshall United States Courthouse
40 Foley Square
New York, NY 10007*Radio Music License Committee, Inc. v. American Society of Composers, Authors and Publishers, No. 1:23-cv-7228 (DEH)*

Dear Judge Ho:

We are writing on behalf of Respondent American Society of Composers, Authors and Publishers ("ASCAP") to request a brief adjournment of the initial pretrial conference in the above-referenced action. That conference, which initially was scheduled for February 1, 2024, was rescheduled yesterday for February 8, 2024. (ECF Nos. 7, 16.) Unfortunately, counsel for ASCAP is not available on February 8, 2024 due to a prior commitment with the DOJ in another matter. We have conferred with counsel for Petitioner Radio Music License Committee, and they have consented to this request for an adjournment. Counsel for both parties are available on the following alternative dates

(assuming that the rescheduled conference also will be held by video or teleconference): February 15, February 22 or February 29. ASCAP has not previously requested an adjournment in this action.

Thank you for your time and attention to this matter.

Respectfully submitted,

/s/ Jay Cohen

Jay Cohen

cc: All counsel of record (by ECF)

Application GRANTED. The initial pretrial conference is hereby adjourned to **February 15, 2024, at 11:30 a.m. (E.T.)**. The dial-in information remains unchanged. The parties are directed to dial 646-453-4442, enter the meeting code 98803490, and press pound (#).

SO ORDERED.

The Clerk of Court is respectfully requested to terminate ECF No. 18.

A handwritten signature in blue ink, appearing to read 'Dale E. Ho', with a stylized flourish at the end.

Dale E. Ho
United States District Judge
New York, New York
Dated: January 31, 2024